

VIRGINIA;

BEFORE THE VIRGINIA GAS AND OIL BOARD

DOCKET NO: 90-0905-0002

REPORT OF THE BOARD

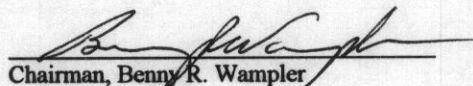
**NOTICE OF EXPIRATION/TERMINATION OF VIRGINIA GAS AND OIL BOARD (herein "Board") ORDERS IN VGOB DOCKET NO. 90-0905-0002 FOR THE POOLING OF INTERESTS IN A PROPOSED 112.69 ACRE DRILLING UNIT TO BE SERVED BY PROPOSED WELL G-4A LOCATED IN WISE COUNTY VIRGINIA, WELL WORK PERMIT NUMBER 1506 AND NAMING AMVEST OIL & GAS, INC. AS UNIT OPERATOR (See Plat attached hereto as Exhibit "A")**

1. This **Notice of Expiration/Termination** is entered by the Board after hearing upon its own motion for the purpose of providing notice that the Board order in the above-styled docket number which is more particularly set forth and described in Paragraph 2 hereof expired and became terminated by its own terms on October 17, 1991, except for any cash sums becoming payable thereunder.
2. **Findings:** The Board finds that:
  - (a) In VGOB Docket No. 90-0905-0002, the Board entered a pooling order pursuant to Va. Code 45.1-361.21 on October 17, 1990 for the pooling of a proposed 112.69-acre drilling unit to be served by proposed well No. G-4A (herein "Pooling Order"). The Pooling Order was recorded with the Clerk of the Circuit Court of Dickenson County, Virginia in Deed Book 701 at Page 489 on October 25, 1990. Paragraph numbered 1 of the Pooling Order named Amvest Oil & Gas, Inc. as the Unit Operator and paragraph numbered 7 of the Pooling Order provided that said Unit Operator. was to commence operations for the drilling of the well in the pooled drilling unit within 365 days from the date of the entry of the Pooling Order, i.e., by October 16, 1991. The Pooling Order further provided that if Unit Operator did not commence operations for the drilling of said well within 365 days from the entry of the Pooling Order, then the Pooling Order would terminate, except for any cash sums becoming payable thereunder.
  - (b) The Unit Operator did not commence operations for the drilling of the well which was to serve the pooled drilling unit within 365 days from the entry of the Pooling Order, therefore on October 17, 1991 the Pooling Order terminated by its own terms.
3. **Order:** By this Order which is to be recorded with the Clerk of the Circuit Court of Wise County, Virginia, the Board gives notice that the Pooling Order expired and terminated by its own terms on October 17, 1991, except for any cash sums becoming payable thereunder. Notwithstanding the fact that the Pooling Order heretofore expired and terminated on October 17, 1991, any funds which became payable by the Unit Operator during the term of the Pooling Order which were subject to the escrow requirements of Va. code 45.1-361.21.D. shall be deposited by the Unit Operator with the Board-appointed Escrow Agent hereinbelow named and shall be held by the Escrow Agent for the exclusive use of, and sole benefit of the persons entitled thereto until such funds can be paid to such person(s) or until the Escrow Agent relinquishes such funds as required by law or pursuant to Order of the Board in accordance with Va. Code 45.1-361.21.D.

Tazewell National Bank  
Trust Department  
c/o Premier Bankshares Corporation  
29 College Drive, P. O. Box 1199  
Bluefield, VA 24605-1199  
Telephone: (540) 322-2242  
Fax (540) 322-2766

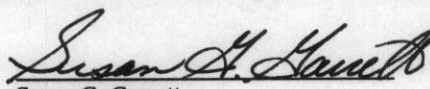
4. **Mailing of Order:** The Unit Operator under the captioned order or its Attorney shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed within seven (7) days from the date of receipt of this Order to each person whose interest or claim was pooled by the Pooling Order and whose interest or claim was subject to escrow whose address is known.
5. **Conclusion:** Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

Done and executed this 23<sup>rd</sup> day of October, 1997, by the Chairman of the Virginia Gas and Oil Board.

  
Chairman, Benny R. Wampler

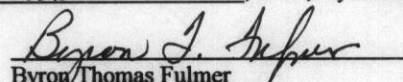
STATE OF VIRGINIA)  
COUNTY OF WISE )

Acknowledged on this 23<sup>rd</sup> day of October, 1997, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

  
Susan G. Garrett  
Notary Public

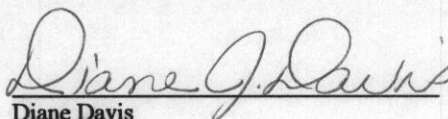
My Commission expires 7/31/98

DONE and performed this 23<sup>rd</sup> day of October, 1997, by Order of this Board.

  
Byron Thomas Fulmer  
Principal Executive to the Staff  
Of the Virginia Gas and Oil Board

STATE OF VIRGINIA )  
COUNTY OF WASHINGTON )

Acknowledged on this 23<sup>rd</sup> day of October, 1997, personally appeared before me a notary public in and for the Commonwealth of Virginia, appeared Byron Thomas Fulmer, being duly sworn did depose and say that he is Principal Executive to the staff of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.

  
Diane Davis  
Notary Public

My Commission expires 09/30/2001

INSTRUMENT #970004363  
RECORDED IN THE CLERK'S OFFICE OF  
WISE COUNTY ON  
OCTOBER 27, 1997 AT 03:28PM  
J. JACK KENNEDY, JR., CLERK

BY:  DEPUTY CLERK



AMVEST Oil &amp; Gas, Inc.

G-4A

TOTAL ACRES IN WELL UNIT - 112.69

SCALE: 1" = 400'

LEASED  
GLAMORGAN COAL LAND  
LIMITED PARTNERSHIP  
111.49 ACRES  
98.94%

G.C.L.L.P.

EXISTING ACCESS ROAD

S 47-43-50.3 E  
782.483'S 66-44-58.6 E  
145.659'

G-4A 500'

1250'

1.20 AC  
1.06%

LEASED  
13/44 INTEREST OF  
JAMES D. RITTENBERRY  
(0.35 AC., 0.31%)  
UNLEASED

31/44 INTEREST OF  
HERMAN RITTENBERRY, et al  
(0.85 AC., 0.75%)

G.C.L.L.P.

G.C.L.L.P.

G.C.L.L.P.

Exhibit "A"